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ORIGINALLY FILED

773

I hereby Certify that this Correspondence is being deposited with the United States Postal service as First Class Mail in an envelope Addressed to: Commissioner for Patents, Washington, D.C. 20231, on February 20, 2002

Barbara Haggerty

Name

*Barbara Haggerty*  
Signature

February 20, 2002

Date of Signature

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Nishida et al

Serial No.: 10/052,122

Filed: January 17, 2002

For: Color Proofing Method And Apparatus, And Recorded Medium  
On Which Color Proofing Program Is Recorded

RESPONSE

Box Missing Parts  
Commissioner for Patents  
Washington, D.C. 20231

Sir:

Responsive to the Notice to File Missing Parts of Non-provisional Application mailed February 13, 2002 (copy enclosed), herewith is the executed Oath and Declaration and the \$130.00 filing fee.

If any underpayment or overpayment has been made, please  
charge to Deposit Account No. 08-2442.

Respectfully submitted,  
HODGSON RUSS LLP

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By Michael F. Scalise  
Michael F. Scalise,  
Reg. No. 34,920

One M&T Plaza, Suite 2000  
Buffalo, New York 14203  
716) 848-1628  
Dated: February 20, 2002



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/052,122	01/17/2002	Nobukatsu Nishida	30033.0new

CONFIRMATION NO. 1675

## FORMALITIES LETTER



\*OC000000007467465\*

Michael F. Scalise  
Hodgson Russ LLP  
One M&T Plaza, Suite 2000  
Buffalo, NY 14203-2391

Date Mailed: 02/13/2002

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

## Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

03/06/2002 NBERHE 00000091 10052122

01 FC:105

130.00 OP

# **FREE TRANSMITTAL**

**for FY 2002**

**FEB 28 2002**

Patent Fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27.

TOTAL AMOUNT OF PAYMENT

(\$130.00)

Application Number

10/052,122

Filing Date

01/17/2002

First Named Inventor

Nishida et al.

Examiner Name

Group/Art Unit

3724

Attorney Docket Number

30033.0006

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## **METHOD OF PAYMENT (check all that apply)**

☒ Check ☐ Credit Card ☐ Money Order ☐ Other ☐ None

☒ Deposit Account:

Deposit Account Number: 08-2442

Deposit Account Name: Hodgson Russ LLP

The Commissioner is hereby authorized to (check all that apply)

☐ Charge fee(s) indicated below ☒ Credit any overpayments

☐ Charge any additional fees during pendency of this application.

☐ Charge fees indicated below, except for the filing fee to the above-identified deposit account

## **FEE CALCULATION**

### **1. BASIC FILING FEE**

Large Entity Small Entity

Fee Fee Fee Fee

Code (\$ Code (\$ Code (\$ Code (\$

Fee Description

Fee Paid

101 740 201 370 Utility filing fee

\$

106 330 206 165 Design filing fee

\$

107 510 207 255 Plant filing fee

\$

108 740 208 370 Reissue filing fee

\$

114 160 214 80 Provisional filing fee

\$

### **SUBTOTAL (1)**

\$0

### **2. EXTRA CLAIM FEES FOR UTILITY/ REISSUE**

Extra Fee from

Claims below

Total Claims / / -20\*\* = / / x / / =

\$

Independent Claims / / - 3\*\* = / / x / / =

\$

Multiple dependent / / x / / =

\$

Large Entity Small Entity

Fee Fee Fee Fee

Code (\$ Code (\$ Code (\$ Code (\$

Fee Description

103 18 203 9 Claims in excess of 20

\$

102 84 202 42 Independent claims in excess of 3

\$

104 280 204 140 Multiple dependent claim if not paid

\$

109 84 209 42 \*\*Reissue independent claims over original patent

\$

110 18 210 9 \*\*Reissue claims in excess of 20 and over original patent

\$

### **SUBTOTAL (2)**

\$0

SIGNATURE:

Michael F. Scalise

Reg. No. 34,920

DATE: February 20, 2002

Telephone: (716) 848-1258

## **3. ADDITIONAL FEES**

Large Entity

Small Entity

Fee Fee

Fee Fee

Code (\$ Code (\$

Code (\$ Code (\$

Fee Description

Fee Paid

105 130

205 65

Surcharge - late filing fee or oath

\$130

127 50

227 25

Surcharge - late provisional filing fee or cover sheet

\$

139 130

139 130

Non-English specification

\$

147 2,520

147 2,520

For filing a request for *ex parte* reexamination

\$

112 920\*

112 920\*

Requesting Publication of SIR prior to Examiner Action

\$

113 1,840\*

113 1,840\*

Requesting Publication of SIR after Examiner Action

\$

115 110

215 55

Extension for reply within first month

\$

116 400

216 200

Extension for reply within second month

\$

117 920

217 460

Extension for reply within third month

\$

118 1,440

218 720

Extension for reply within fourth month

\$

128 1,960

228 980

Extension for reply within fifth month

\$

119 320

219 160

Notice of Appeal

\$

120 320

220 160

Filing a brief in support of an appeal

\$

121 280

221 140

Request for oral hearing

\$

138 1,510

138 1,510

Petition to institute a public use proceeding

\$

140 110

240 55

Petition to revive - unavoidable

\$

141 1,280

241 640

Petition to revive - unintentional

\$

142 1,280

242 640

10 advance copies

\$

143 460

243 230

Utility issue fee (or reissue)

\$

144 620

244 310

Design issue fee

\$

122 130

122 130

Plant issue fee

\$

123 50

123 50

Petitions to the Commissioner

\$

126 180

126 180

Processing fee under 37 CFR 1.17(q)

\$

581 40

581 40

Submission of Information Disclosure Statement

\$

146 740

246 370

Recording each patent assignment per property (times number of properties)

\$

149 740

249 370

Filing a submission after final rejection(37 CFR 1.129(a))

\$

179 740

279 370

For each add'l invention to be examined(37 CFR 1.129(b))

\$

169 900

169 900

Request For Continued Examination (RCE)

\$

Other fee (specify)

Request for Expedited Examination of a design appln.

\$

\*Reduced by basic filing fee paid

\$

**SUBTOTAL (3)**

\$130

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Barbara Haggerty  
Name

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